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8 | *Attorneys for Plaintiffs Daniel Harrington,  
Pamella Harrington, and Nightwatch  
9 | Marine, LLC in Case No. 3:18-cv-00028*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

NO. 8 MINE, LLC,

**Plaintiff**

15 || V-

16 THE ELJEN GROUP, LLC, ELVEN E.  
17 JENNINGS, JACK ELKINS, FRANK  
LENTE, AND STEVE HARPER,

## Defendants.

Case No.: 3:18-cv-00028-WGC  
(consolidated for limited purpose with  
Case No.: 3:18-cv-00104-WGC)

**STIPULATION AND ORDER**  
**EXTENDING TIME FOR FAY WARD TO**  
**RESPOND TO SUBPOENA DUCES TECUM**  
***(First Request)***

20 THE ELJEN GROUP, LLC, ELVEN E.  
21 JENNINGS, JACK ELKINS, FRANK  
LENTE, AND STEVE HARPER.

## Counter-Plaintiffs

V

NO. 8 MINE, LLC.

## Counter-Defendant

1 THE ELJEN GROUP, LLC, ELVEN E.  
2 JENNINGS, JACK ELKINS, FRANK  
3 LENTE, AND STEVE HARPER,

4  
5 Third Party Plaintiffs  
6  
7 v.  
8

9 DAVID TACKETT, ARGENT ASSET  
10 GROUP, LLC, and ROBERT HIGGINS,  
11  
12 Third Party Defendants

13 DAVID TACKETT,  
14  
15 Counterclaimant

16 v.  
17 THE ELJEN GROUP, LLC, ELVEN E.  
18 JENNINGS, JACK ELKINS, FRANK  
19 LENTE, AND STEVE HARPER,

20 Counter-Defendants  
21  
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23 Pursuant to the United States District Court, District of Nevada Local Rules, Rule IA 6-1,  
24 counsel for DANIEL HARRINGTON, PAMELLA HARRINGTON AND NIGHTWATCH  
25 MARINE, LLC, Plaintiffs in Case No. 3:18-CV-00028-WGC (the “Harringtons”), and counsel for  
26 third-party witness Fay Ward, through their respective attorneys state:

27 On September 10, 2019 a Subpoena Duces Tecum for documents and testimony was issued  
28 to Fay Ward.

29 The Subpoena was served on September 11, 2019.

30 The current response date for Fay Ward to produce documents responsive to the Subpoena  
31 is October 17, 2019 at her deposition scheduled for that day.

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1 Pursuant to Local Rule IA 6-1, the respective attorneys for the Harringtons and counsel for  
2 Fay Ward agree to extend the time for Fay Ward to produce documents responsive to the Subpoena  
3 Duces Tecum up to and including November 4, 2019 in order to allow Fay Ward additional time to  
4 gather and produce responsive documents. The parties will reschedule the deposition of Fay Ward at a  
5 convenient time for all parties and their counsel.

6 **IT IS SO STIPULATED.**

7 Dated this 15<sup>th</sup> day of October, 2019.

8  
9 /s/ Brian R. Irvine  
10 BRIAN R. IRVINE  
Nevada Bar No. 7758  
11 JUSTIN J. BUSTOS  
Nevada Bar No. 10320  
12 DICKINSON WRIGHT PLLC  
100 West Liberty St. Suite 940  
Reno, NV 89501

13  
14 *Attorneys for Daniel Harrington, Pamella  
Harrington, and Nightwatch Marine, LLC*

Dated this 15<sup>th</sup> day of October, 2019.

15  
16 /s/ John R. Funk  
17 GUNDERSON LAW FIRM  
John R. Funk, Esq.  
Nevada State Bar No. 12372  
3895 Warren Way  
Reno, Nevada 89509

18 *Attorneys for Fay Ward*

19 \* \* \*

20 **ORDER**

21 IT IS SO ORDERED.

22 DATED: October 16, 2019.

23  
24  
25  
26  
27  
28 William G. Cobb  
THE HONORABLE WILLIAM G. COBB  
UNITED STATES MAGISTRATE JUDGE